

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

HARRISON COMPANY LLC,

Plaintiff,

v.

A-Z WHOLESALERS INC. and

BARKAT G. ALI,

Defendants.

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CIVIL ACTION NO. 3:19-CV-1057-B

**HARRISON’S OBJECTIONS TO AND MOTION TO STRIKE
DEFENDANTS’ SUMMARY JUDGMENT EVIDENCE**

Plaintiff, Harrison Company, LLC (“Harrison”), files these Objections to and Motion to Strike Defendants’ Summary Judgment Evidence pursuant to Federal Rule of Civil Procedure 56 and Local Rule 7.1 and states:

1. Harrison and Defendants have filed cross-motions for summary judgment. In support of their motion, Defendants attached an appendix that contains, in part: (a) Declaration of Amar Ali; and, (b) Declaration of Barkat G. Ali. Certain statements in those declarations are not competent summary judgment evidence and must be ignored in the Court’s analysis of the Parties’ motions.

2. In support of its Motion, Harrison relies on its Brief in Support of Objections to and Motion to Strike Defendants’ Summary Judgment Evidence and the Appendix of evidence, both of which are incorporated by reference into this Motion pursuant to Federal Rule of Civil Procedure 10(c). The matters required by Local Rule 56.3(a) are set forth in Harrison’s Brief in Support of this Motion.

Wherefore, Harrison respectfully requests that the Court sustain all objections and grant the Motion, strike the inadmissible statements identified in Harrison's Brief in Support of this Motion and disregard such statements in its review of the Parties' cross-motions for summary judgment, and grant Harrison such additional and further relief to which it may show itself to be justly entitled.

Respectfully submitted,

/s/ Joseph A. Unis, Jr.

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**ATTORNEYS FOR PLAINTIFF
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CERTIFICATE OF CONFERENCE

Pursuant to Local Rule 7.1(b), I certify that on July 7, 2020, I conferred via email with counsel for Defendants regarding the relief requested in this motion. Defendants are opposed to the relief requested in this motion.

/s/ Joseph A. Unis, Jr.

Counsel for Plaintiff

CERTIFICATE OF SERVICE

I certify that on July 7, 2020, I filed this document using the Court's Electronic Case Filing ("ECF") system, which will automatically deliver a notice of electronic filing to Defendants' counsel of record, who are registered ECF users. Delivery of such notice of electronic filing constitutes service of this document as contemplated by Rule 5 of the Federal Rules of Civil Procedure. *See* LR 5.1.

/s/ Joseph A. Unis, Jr.

Counsel for Plaintiff